

ASSEMBLY BILL

No. 1241

Introduced by Assembly Member Nava

February 27, 2009

An act to add Section 19826.3 to the Government Code, relating to state employees.

LEGISLATIVE COUNSEL'S DIGEST

AB 1241, as introduced, Nava. State employee compensation.

Existing law requires the Department of Personnel Administration to establish and adjust salary ranges for each class of position in the state civil service, as specified, except with respect to any employees in an appropriate bargaining unit for which an employee organization has been chosen as the exclusive representative.

The California Constitution requires the California Citizens Compensation Commission to establish the annual salary and the medical, dental, insurance, and other similar benefits of certain state officers, including, but not limited to, the Governor, Attorney General, and Controller.

This bill would require the California Citizens Compensation Commission, in addition to its constitutional duties, to establish the compensation of attorneys employed by the Department of Justice. The bill would require the commission to consider specified factors in establishing that compensation.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Section 19826.3 is added to the Government Code, to read:

19826.3. (a) Notwithstanding any other law, and in addition to its duties under Section 8 of Article III of the California Constitution, the California Citizens Compensation Commission shall establish the compensation of attorneys employed by the Department of Justice.

(b) For purposes of this section, “compensation” means salary and health, dental, and similar group insurance benefits, retirement compensation, and pay differentials.

(c) In the interest of representing the legal interests of the state and the people by well-qualified attorneys, the commission shall consider the following factors in establishing the compensation of attorneys employed by the Department of Justice:

(1) The educational and financial burdens required to become qualified to practice law in California.

(2) The legal, policy, and public safety significance of the work performed by attorneys of the Department of Justice and the concomitant responsibilities that work entails.

(3) The compensation received by other attorneys employed in the public sector.

(4) The requirement pursuant to Section 13 of Article V of the California Constitution that the Attorney General “see that the laws of the State are uniformly and adequately enforced.”

(d) This section shall not be construed to limit the authority of the Attorney General pursuant to Section 12502.